



राजपत्र, हिमाचल प्रदेश

(असाधारण)

हिमाचल प्रदेश राज्य शासन द्वारा प्रकाशित

शिमला, वीरवार, 26 फरवरी, 2004/7 फाल्गुन, 1925

हिमाचल प्रदेश सरकार

EXCISE AND TAXATION DEPARTMENT

NOTIFICATION

Shimla-9, the 26th February, 2004

No.14-14/91-EXN-TAX-3697.—In exercise of the powers conferred on him by section 3-A of the Himachal Pradesh Tolls Act, 1975 (Act No. 9 of 1975), the Excise and Taxation Commissioner, Himachal Pradesh, hereby determines the terms and conditions, subject to which

the right to collect toll levied under section 3 of the Act, on mechanical vehicles passing over any road infrastructure.

Sd/-

*Excise and Taxation Commissioner,
Himachal Pradesh.*

No. 14

of the H.P.

Commissioner, H.P.

14-2-2004

CHAPTER-I

GENERAL

1.1 Subject to the provisions of the Himachal Pradesh Tolls Act, 1975 (hereinafter called the 'said Act') the rules framed or any notification or order issued thereunder, the right to collect toll under section 3 of the Act may be leased under an authority in form TL-1 granted under section 3-A thereof by the Addl./Dy. Excise and Taxation Commissioner, Incharge of the Zone to any person for any financial year or part thereof, as the Excise and Taxation Commissioner, Himachal Pradesh, may, approve in this behalf. A lessee shall be himself responsible for fulfilling any other obligation under any other law or rule not specifically mentioned in these conditions.

1.2 Notwithstanding anything to the contrary contained in these terms and conditions, under section 3-A of the said Act, the Excise and Taxation Commissioner, Himachal Pradesh, reserves the right to lease the right to collect toll at any barrier(s) or group of barriers specified in **Schedule-I** and for any period of a financial year, by auction or by calling tenders, or combination of both or any other mode, which he may consider expedient in the interest of revenue. For this purpose, the mode of grant of lease may be changed by the Excise and Taxation Commissioner, whenever necessary, before the actual grant of the same. The Excise and Taxation Commissioner may also modify any of these terms and conditions to give effect to such mode of grant of lease after determination of the amount of lease money payable for such lease, in such manner as he may deem fit.

2. The Excise & Taxation Commissioner shall determine in respect of every barrier or group of barriers the minimum amount of lease money (reserve price) at which the collection of toll for such barriers may be reasonably leased out.

3. The highest bids in auction, tender or any other mode of lease shall be subject to confirmation by the Excise and Taxation Commissioner, Himachal Pradesh, who reserves the right to reject any bid without assigning any reason for doing so.

4. The lessee shall be bound to comply with the provisions of the said Act, the rules framed thereunder and all the directions and orders of the Excise and Taxation Commissioner, Himachal Pradesh and all other officers, which may be issued from time to time by them for the purposes of the lease and payment or recovery of the bid money.

CHAPTER-II

GRANT OF LEASE BY AUCTION, TENDER, AUCTION-CUM-TENDER OR BY ANY OTHER MODE

1. The method of granting lease will be the following:—

(a) auction, (b) tender and (c) combination of auction and tender, or any other mode at the time, place and dates as may by notice be specified.

(A) GRANT OF LEASE BY AUCTION.

2. On the dates specified in the notice issued by the Excise and Taxation Commissioner, the Deputy Commissioner or in his absence due to exigencies beyond control, the Addl./Dy. Excise and Taxation Commissioner, Incharge of the Zone (hereinafter called the 'Presiding Officer') shall preside over the auction and superintend the process of receiving bids in respect of the barriers located in his Zone.

3. (1). Before commencement of the auction, the Presiding Officer shall announce to the intending bidders,—

- (i) the name of the barriers in respect of which the right to collect toll is being leased out;
- (ii) the period of lease;
- (iii) (a) the rates at which and the categories in respect of which the toll is to be collected during the period of lease as per **Schedule-II**, and (b) the categories of vehicles exempted from levy of toll as per **Schedule-III**;
- (iii) the minimum amount ('reserve price') for the concerned barrier(s) or group of barriers;
- (iv) the terms and conditions of lease; and
- (v) any other details as the Excise and Taxation Commissioner, may direct.

(2) Intending bidder shall submit to the Presiding Officer the proof of his 'Eligibility Claim', namely, Declaration of Solvency in Form-A accompanied by an affidavit in Form-B and a declaration in Form-C accepting all the terms and conditions for the grant of lease.

(3) Before submitting the bid/offer the bidder should satisfy itself about the site conditions and facility available. No representations whatsoever about the site or condition thereof will be entertained after the bids / offers have been submitted/accepted.

(4) The bidder shall disclose the names and addresses of the sole proprietor, the partners of the partnership firm and directors of the company alongwith the bid. Bids submitted without the said information will be rejected outright. The bidder shall not affect any change in the constitution of the partnership firm or in the management of the company during partnership firm or in the management of the company during the validity period of the bid without the prior approval of the Additional / Deputy Excise and Taxation Commissioner Incharge of the Zone.

(5) Only those persons who are found eligible under condition 3 (2) & (3) and who have also deposited earnest money equal to 1% of the '**reserve price**' fixed for each barrier or barriers into the Government treasury or with the Presiding Officer shall be allowed to bid for the lease of right to collect toll at any barrier(s). The earnest money may be paid either in cash or by a crossed bank draft, or duly pledged Fixed Deposit Receipts, or National Saving Certificates or by any one or more of these modes of payment, provided the instrument is made specifically payable in favour of the Asstt. Excise and Taxation Commissioner, Incharge of the district.

(6) The auction shall be conducted for each barrier or group of barriers separately.

(7) When the bidding for any barrier or group of barriers exceeds a figure of Rs. 1.00 lakh, each further bid shall be multiple of Rs. 10,000/- and above Rs. 10.00 lakhs each further bid shall be multiple of Rs. 25,000/-.

(8) The Presiding Officer may refuse any bid, which he considers to be merely speculative, after recording reasons.

(9) The Presiding Officer may exclude any person on account of his conviction in a criminal case or record as a bad character or on account of his being suspected of pooling in any auction or indulging in other activities prejudicial to Government revenue or for any other sufficient reasons to be recorded in writing, from participating in the auction. He may further recommend to the Excise and Taxation Commissioner for black-listing of that person.

(10) If the Presiding Officer is of the opinion that the bids are not reasonable, as a result of suspected pooling, he may postpone the auction of that particular barrier or group of barriers.

(11) When the Presiding Officer finds that a bid has crossed the indicated reserve price, he will demand an immediate deposit of the amount of money beyond such reserve price (hereinafter called "cash-down payment").

(12) For strict observance of the provisions of the Act, the rules framed, the notifications, the terms and conditions of the lease or the directions issued thereunder, the highest bidder shall furnish two acceptable sureties who own immoveable property in Himachal Pradesh of an amount ranging between 25% to 50% of the bid money, or in the shape of F.D.R.s, National Saving Certificates pledged in favour of the Assistant Excise and Taxation Commissioner, Incharge of the district or unconditional Bank Guarantee, as the Presiding Officer may determine. Such security shall be furnished within 7 days from the date of the auction or any other day specified by the Presiding Officer, whichever is earlier.

(13) The highest bidder shall deposit by way of security an amount equivalent to 16.5% of the bid as under:—

- (a) 5% of the bid money or the amount directed to be deposited by the Presiding Officer as 'cash-down payment' at the time of bidding, whichever is higher, at the fall of the hammer ;
- (b) 10% of the bid money within 10 days of the auctions; and
- (c) 1.5% of the bid money before the commencement of the lease, in the shape of a revenue deposit or unconditional bank guarantee or F.D.R. as may be directed by the Asstt. Excise and Taxation Commissioner, incharge of the district concerned:

Provided that in case a bank guarantee is given as 1.5% deposit of security, it should be valid from

the date of commencement of the lease to 3 months after the expiry of the lease:

Provided further that in lieu of cash, the successful bidder may also submit a bank draft in favour of the Asstt. Excise and Taxation Commissioner, incharge of the District.

Provided further that in case the immediate 'cash down payment' actually made at the fall of the hammer is higher than 15% or more of the bid money, the highest bidder will not be required to make a separate deposit equivalent to 15% under parts (a) and (b) of condition 3(13).

(14) If the highest bid in respect of any barrier received by the Presiding Officer at the auction is rejected or not confirmed by the Excise and Taxation Commissioner, the deposits of security made by the concerned bidder under condition 3(13) shall be refunded to such bidder without any interest thereon sustain 15 days period. Deposit of security shall confer no right on the highest bidder for the grant of lease.

(15) If any person, who is the highest bidder at the auction, either indulges in pooling by deliberately withdrawing or fails to make the deposit of the amount of security or on approval of his bid by the Excise and Taxation Commissioner refuses to accept the lease, the lease in such a case may be granted by any arrangement specified in condition 1.2 of Chapter-I and any deficiency in the amount of bid and all expenses incurred on such grant or attempted grant shall be recoverable from the said person as an arrears of land revenue.

(16) If the highest bid in respect of any barrier received by the Presiding Officer is approved and confirmed by the Excise and Taxation Commissioner, the deposit of security made by the concerned bidder under condition 3(13) above, shall be counted towards the payment of lease money approved in respect of the concerned barrier(s), and

adjusted as such and the remaining amount of lease money shall be paid by the lessee in the manner specified in condition 3 (17), below.

(17) The remaining amount of lease money as per condition 3 (16) above, (i.e. the amount of 85 % of the lease money remaining after deducting the sum equal to 15% deposited as security under condition 3 (13) from the aggregate lease money of the concerned barriers) shall be paid by the lessee in 10 equal instalments in case the lease is for a financial year or in such number of instalments, as the Excise and Taxation Commissioner may fix..The lessee shall pay the first such instalment by the 20th of the month in which he is to begin his business under the lease and thereafter the remaining instalments by 20th of each month till the entire lease money has been realized. (In respect of the lease period commencing from 1st April, 2004, and concluding on 31st March, 2005, the remaining amount of 85% of the lease money shall be paid by the lessee in 10 equal instalments and the lessee shall pay the first instalment by 20th of April and thereafter the remaining instalments by 20th of each month till the entire lease money has been realized).

(18) Out of 1.5% security, a sum as may be required, shall be adjusted against any amount of arrears due to the Government at the close of the lease period and such amount of the aforesaid security as may not be required for adjustment against any arrears shall be released to the lessee under proper orders by the Additional/Deputy Excise and Taxation Commissioner, Incharge of the Zone.

(19) In the event of his failure to pay an instalment or part thereof of the lease money by the due date –

- (a) the lessee shall pay interest on the unpaid amount @ 15% per annum for the period of delay up to one month from the date of default of the amount, and @

20% per annum thereafter till the default continues; and

- (b) without prejudice to part (a) of this condition the Assistant Excise and Taxation Commissioner, Incharge of the district may subject to payment of the interest at the prescribed rates permit the lessee to deposit the amount of the instalment or part thereof upto 20th of the next month, except the last instalment which shall be deposited by 10th day of the month following the month in which such instalment was payable under condition No.3 (17).

Explanation:-- For the purpose of this condition, the date of payment shall be included in the period for which interest is to be charged.

(20) If the lessee fails to deposit the instalment or instalments plus interest, as the case may be, upto the 20th of the next month, or the last instalment by 10th day of the month following the month in which the instalment is payable, the Addl./Dy. Excise and Taxation Commissioner, Incharge of the Zone will, unless he compounds the delay by imposing penalty as provided for in these terms and conditions, suspend or cancel the lease, and the Asstt. Excise and Taxation Commissioner, Incharge of the district shall initiate recovery proceedings of the amount of lease money due, including interest, penalty etc. as an arrears of land revenue, on the 20th day of the following month or 10th day, as the case may be, this shall be in addition to the penalty provisions that may be brought into operation against the lessee under the HP Tolls Act, 1975, and the rules framed thereunder and these terms and conditions of lease.

(21) In the event of the cancellation of the lease for one barrier or group of barriers, the Addl./Deputy Excise and Taxation

Commissioner, Incharge of the Zone may resell it by resorting to any of the methods specified in condition No.1.

(22) The lessee shall have to make his own arrangements for collection of toll at the notified barriers in respect of those mechanical vehicles from whom the toll is to be charged under the Act. In case of availability the Govt. land may, if permissible, be given on lease for use in connection with the collection of toll.

(23) The lessee shall issue the receipt for toll in Form H.P.T.1 and quarterly/yearly tokens in Form-T2 and Form-T3 (appended hereto) and comply with its terms regarding printing etc. as specified thereon. The lessee shall collect toll only at the rates and in respect of the incoming mechanical vehicles specified in the said Act. For this purpose, the lessee shall arrange necessary stationery and other requirements at his own cost. The lessee shall also be required to comply with the provisions of the HP Tolls Act, 1975, the rules framed or the notifications or any directions issued thereunder.

(24) The quarterly and annual tokens issued shall be valid only for the barrier or the group of barriers issuing such tokens.

(a) The quarterly and annual tokens obtained by the public sector transport corporations and private stage carriages and contract carriages would be valid for all barriers as per their authorised route. Such tokens should be obtained from barriers through which the concerned vehicle mainly plies. In case such vehicle traverses more than one barrier in the course of its journey, the token shall be obtained from the barrier falling first in the course of such a journey.

(b) The quarterly/annual rates prescribed for the vehicles specified in Schedule-II at Category (c) (iii) of Sl. No. 2

shall be applicable only to those vehicles, the owners of which resides in H.P. within 5 Kilometres of the vicinity of any of the barrier specified in Schedule-I and will be applicable only to that particular barrier in the vicinity of which such owner resides. Further, such owner shall be entitled to such token only when he produces a certificate from the local S.D.M./ Tehsildar to the effect that he is a resident of such and such place which falls within the vicinity of five kms. from such specified barrier.

(25) The auction results are open to revision by the Excise and Taxation Commissioner.

(26) At the conclusion of every auction, the Presiding Officer shall refund to all persons, whose bids have not been accepted, all deposits made by them.

(27) The Presiding Officer shall forward to the Excise and Taxation Commissioner, the statements showing the lowest amount of lease money (reserve price) determined under condition No. 3 (1) above, the name of the person(s) in whose favour the barrier has been auctioned, the amount of lease money for which the same have been auctioned compared with the amount of the preceding year, and, in any case in which the barrier has not been auctioned for the highest bid, a short statement of the reasons for rejecting it.

(28) If auction results are set aside by the Excise and Taxation Commissioner on revision or the same is not confirmed, the Excise and Taxation Commissioner may himself or otherwise specifically direct the Presiding Officer to resell the barrier(s) by auction, or by tender or by combination of both or by any other mode as may be approved by him.

4. On approval of the highest bid by the Excise and Taxation Commissioner, the Addl./Dy. Excise and Taxation Commissioner, Incharge of the Zone shall issue to the lessee the authority for collection of toll in Form TL-1.

5. If any lessee or any employee of the lessee commits a breach of any provision of the said Act, Rules framed thereunder or these terms and conditions or any notification, order or directions issued by any officer of the Excise and Taxation Department, he shall, in addition to rendering his lease liable to be suspended or cancelled by an order of the Addl./Dy. Excise and Taxation Commissioner, Incharge of the Zone and DETC (HQ) be liable to pay a penalty which may extend to Rs.5,000/- and when the breach is a continuing one, he shall be liable to a daily penalty which may extend to Rs.200/- for every day during which the breach continues. In respect to incidence of misbehavior with owners of mechanical vehicles and other complaints received against lessee Assistant Excise and Taxation Commissioner incharge of the district may impose a penalty after giving notice which may extend upto Rs.2500/- in each case. Orders of the Asstt. Excise and Taxation Commissioner shall be appealable to the Addl./Dy. Excise and Taxation Commissioner incharge of the zone.

6. The suspension or cancellation of the lease may be revoked or forgone by the Addl./Dy. Excise and Taxation Commissioner, Incharge of the Zone on payment of a penalty as he may fix.

7. If a lessee or any person in his employment has committed any breach, as specified in condition No. 5, above, the Addl./Dy. Excise and Taxation Commissioner, Incharge of the Zone may forfeit the security deposited by the lessee under these terms and conditions. Such forfeiture shall be without prejudice to any other action that the Addl./Dy. Excise and Taxation Commissioner may take under the said Act, the rules, these terms and conditions, notification issued thereunder.

8. The Excise and Taxation Commissioner, Himachal Pradesh, reserves the absolute right to make amendments in the terms and conditions during the currency of the year.

(B) GRANT OF LEASE BY TENDER.

9. Tenders will be submitted in accordance with the procedure prescribed in the '**Tender Document**' in **Form-TD**. The tender document may be obtained from the office of the Assistant Excise & Taxation Commissioner, Incharge of the concerned district for filing bid.

10. The tenders shall be received by the Asstt. Excise and Taxation Commissioner, and at the places mentioned therein specified in the notice issued by the Excise and Taxation Commissioner, Himachal Pradesh as per the terms and conditions laid down in the '**Tender Document**'. The Asstt. Excise & Taxation Commissioner shall complete the record of every person submitting offer by tender:--

S.No.	NAME AND FULL ADDRESS OF PERSON MAKING BID BY TENDER.	FULL SIGNATURES OF PERSON MENTIONED IN COLUMN No.2.	SIGNATURE OF DEPARTMENTAL OFFICIAL.
1.	2	3.	4.

11. All other terms and conditions applicable for the grant of lease by auction shall apply *mutatis mutandis* to the grant of lease by Tender.

(C) GRANT OF LEASE BY AUCTION-CUM-TENDER.

12. Tenders will be submitted in accordance with the procedure prescribed in the 'Auction-cum-Tender Document' in Form-TD. However, all bidders intending to participate in auction-cum-tender also are expected to go through the Tender Document and submit the relevant forms before participating in the auction-cum-tender. The auction-cum-tender documents may be obtained from office of the Assistant Excise & Taxation Commissioner for filing bid or for participating in auction-cum-tender.

13. The tenders shall be received by the Asstt. Excise and Taxation Commissioner, specified in the notice issued by the Excise and Taxation Commissioner, Himachal Pradesh and on the dates and at the places mentioned therein, as per the terms and conditions laid down in Tender Document. Terms and conditions laid down in the Tender Document shall be part and parcel of these conditions governing the procedure for grant of lease by auction-cum-tender. The Asstt. Excise Taxation Commissioner shall complete the record of every person (other than the Presiding Officer or any other officer or official of the Excise & Taxation Department) entering the auction venue/hall in the following format:-

S.No.	NAME AND FULL ADDRESS OF PERSON ENTERING AUCTION VENUE/HALL	FULL SIGNATURES OF PERSON MENTIONED IN COLUMN No.2.	SIGNATURE OF DEPARTMENTAL OFFICIAL.
1	2	3	4

14. All other terms and conditions applicable for the grant of lease by auction shall apply *mutatis mutandis* to the grant of lease by auction-cum-tender.

(D) GRANT OF LEASE BY ANY OTHER MODE.

15. For grant of lease by any other mode other than by auction or by tender or by auction-cum-tender, the terms and conditions of grant of lease by auction shall apply as far as may be.

16. Date of commencement of this Notification.—This notification shall come into effect from the date of its issue.

**THE TERMS AND CONDITIONS OF GRANT OF LEASE OF RIGHT
TO COLLECT TOLL UNDER THE H.P. TOLLS ACT, 1975.**

**SCHEDULE -I
(See Condition No.1.2)**

District.	Sl. No.	Name of Barrier.
1.	2.	3.
SOLAN	1.	Parwanoo
	2.	Barotiwala
	3.	Gullarwala
	4.	Baddi
	5.	Dabhota
	6.	Parwanoo Sec.IV
	7.	Dherowal
	8.	Navgoan
	9.	Bhegari
SIRMOUR	10.	Kala Amb
	11.	Behral
	12.	Govindghat
	13.	Haripur Khol
SHIMLA	14.	Kuddu
BILASPUR	15.	Garamaura
	16.	Golthai
	17.	Kaulan Toba
KANGRA	18.	Kandwal
	19.	Sansarpur Terrace
	20.	Shekupura Chowk
CHAMBA	21.	Tunnuhatti
UNA	22.	Marwari
	23.	Gagret
	24.	Pandoga
	25.	Mehatpur
	26.	Ajouli
	27.	Polian
	28.	Gondpur Jaichand
	29.	Busdehra
	30.	Bhatoli
	31.	Bathu
	32.	Santokhghath

THE TERMS AND CONDITIONS OF GRANT OF LEASE OF RIGHT TO COLLECT TOLL UNDER THE H.P. TOLLS ACT, 1975.

SCHEDULE -II [(See Condition No. 3(1)]

Sl.No	Particulars of vehicles.	Rate of toll per day or part thereof.	Rate of toll per quarter or part thereof.	Rate of toll per year or part thereof.
1.	2.	3.	4.	5.
1.	Vehicle having loading capacity: (a) Exceeding 90 quintals. (b) Exceeding 20 but upto 90 quintals. (c) Exceeding 10 but upto 20 quintals. (d) Tractors plying with public carrier or private carrier permit (except tractors used for agricultural purpose).	Rs.60.00 Rs.50.00 Rs.40.00 Rs.40.00	20 times the rate as specified in Column (3) -do- -do- -do-	3 times the amount as specified in column (4) -do- -do- -do-
2.	Passenger vehicles having seating capacity of: (a) above 12 passengers (b) upto 12 passengers (c) other light motor vehicles such as jeep, car, pick-up van, station wagon.— (i) Registered as Public carrier.	Rs.60.00 Rs.40.00 Rs.40.00	-do- -do- -do-	-do- -do- -do-

	(ii) Registered as Private Vehicles.	Rs.30.00	15times the rate as specified in Column (3)	45times the rate as specified in Column (3)
	(iii) The private registered vehicles of the owners of the vicinity of the barrier	Rs. 30.00	Rs.100.00 *	Rs. 300.00 *
3.	Motor Rickshaw and Scooter Rickshaw.	Rs.20.00	20 times the rate as specified in Column (3)	60 times the rate as specified in Column (3)

* Subject to fulfillment of conditions prescribed in 3 (23) (B).

**THE TERMS AND CONDITIONS OF GRANT OF LEASE
OF RIGHT TO COLLECT TOLL UNDER THE H.P. TOLLS
ACT, 1975.**

SCHEDULE -III

MECHANICAL VEHICLES EXEMPTED FROM LEVY OF TOLL

[(See Condition No. 3(1))]

Sl.No.	Description of mechanical vehicle.
1.	Mechanical vehicles belonging to the President of India, Vice President of India, the Ministers, the Speakers and Defence Services of the Union of India and the mechanical vehicles belonging to Diplomatic Core and Himachal Pradesh Government, Members of Himachal Pradesh Legislative Assembly and Members of Parliament of Himachal Pradesh and the vehicles of the Hon'ble High Court of Himachal Pradesh, Fire Tenders, Ambulances and vehicles specially designed for use by physically handicapped persons.
2.	Motorcycles and scooters.
3.	Tractors used for agricultural purposes.

THE TERMS AND CONDITIONS OF GRANT OF LEASE OF RIGHT TO COLLECT TOLL UNDER THE H.P. TOLLS ACT, 1975.

FORM-'A'

DECLARATION OF SOLVENCY BASED ON VALUE OF ASSETS. [See Condition No. 3(2)]

VALUE OF ASSETS OF AN INTENDING BIDDER

1. Name _____
2. Father's Name _____
3. Full Permanent Address _____

4. Occupation _____
5. Telephone Number(s) _____

6. (A) Details of moveable properties:

S.No.	Description	Description	Value
1.	Bank Deposits		
2.	Vehicles		
3.	Shares/ Debentures etc.		
4.	Ornaments		
5.	Others		

6. (B) Details of immovable properties

S.No.	Description	Area/Quantity	Value
1.	Land		
2.	Building		
3.	Plant and machinery		

4. Total value of moveable and immovable assets (A+B)=

DECLARATION BY THE BIDDER

I solemnly declare that the facts about my property stated above are correct and that the immovable property specified above is free from all encumbrances.

Place:**Signature of Bidder)****Date:****A. SPECIAL CONDITIONS:--**

The intending bidder may furnish :--

Declaration of solvency in **Form-A** (prescribed under auction conditions) based on value of assets of an intending bidder to show that his/their total assets are atleast worth $1/10^{\text{th}}$ of reserve price.

OR

Bank Guarantee or F.D.R. or N.S.C. for $1/10^{\text{th}}$ of reserve price.

OR

In case intending bidder is a company or a firm, it may even file its latest audited balance sheet to show that its total assets are atleast worth $1/10^{\text{th}}$ of reserve price.

OR

Cash deposit for $1/10^{\text{th}}$ of reserve price.

B. INSTRUCTIONS FOR FILLING IN DECLARATION OF SOLVENCY:--

1. A person furnishing F.D.R. or National Saving Certificate or a Bank instead of filling in Col. 6(A), (B) of Form-A, shall also have to fill in particulars in Entry No. 1 to 5 above and also affix his attested photograph.
2. It is not necessary to make an entry against all the items in Point Nos.6 (A) and 6(B). It will suffice to make such number of entries as would give an overall value of atleast $1/10^{\text{th}}$ of reserve price for one of the principal partner amongst the bidder(s).
3. Photocopies of all documents (attested by a Gazetted Officer) such as Jamabandi, valuation certificates, registration certificate, ownership of building (to be issued by the local Body), Bank Account Details, Instruments etc. must be attached.
4. Valuation of building can be done by an approved valuer or an A.E. of a Govt./Semi Govt. organization. In case of a landed property, the concerned Revenue Officer (i.e. Tehsildar/ Naib Tehsildar) shall give the value of land on the basis of latest Govt. instructions in the matter.
5. In case of FDR/NSC etc., original copy will be taken, unlike the first option (refer to Special Conditions hereinabove) where attested photocopies will suffice.
6. If a person files his eligibility claim as 'XYZ &Co.', Form-A from other partners of his partnership or association of persons etc. may not be insisted upon provided that this person called XYZ proves his solvency as per any of the options given in the Special Conditions hereinabove. The bidder may include details of such partners in Form 'D' (i.e. Financial Bid).

**THE TERMS AND CONDITIONS OF GRANT OF LEASE
OF RIGHT TO COLLECT TOLL UNDER THE H.P. TOLLS
ACT, 1975.**

FORM-B

[See Condition No.3(2)]

AFFIDAVIT

I,son.....of
.....permanent resident ofand at present residing
....., aged.....years,
occupation.....do hereby solemnly affirm and declare as
under:---

1. That I have not been convicted of any offence under any law.
2. That I have not been declared to be a "bad character" by the Police.
3. That I have not been debarred from participating in any auction or tender for the grant of any license or contract by any authority of State Government or Central Government or Union or National Territory Government or Local Government.
4. That I am not a defaulter under any Excise and Taxation Statute of the State of Himachal Pradesh.
5. I further affirm that the contents of this affidavit of mine are true and correct to the best of my knowledge and belief and nothing material has been concealed therefrom.

Affirmed thisday of.....,2004 at

Deponent

**THE TERMS AND CONDITIONS OF GRANT OF LEASE
OF RIGHT TO COLLECT TOLL UNDER THE H.P.
TOLLS ACT, 1975.**

FORM-'C'

[See Condition No.3(2)]

**Declaration regarding acceptance of terms and conditions of
auction.....* notified under section 3-A of the H.P. Tolls Act, 1975.**

To

The Excise and Taxation Commissioner,
Himachal Pradesh, Shimla-171009.

Sir,

I have carefully gone through the terms and
conditions of the grant of lease of the right to collect toll under
section 3-A of the H.P. Tolls Act, 1975, notified by the Excise and
Taxation Commissioner, H.P. for the period from _____ to _____.
I declare that all the terms and conditions mentioned above are
acceptable to me.

Yours faithfully,

Signatures.....

Name.....

Father's name.....

Permanent address.....

.....

.....

Date:

Place:

*Modify accordingly in case of tender, auction-cum-tender
or any other mode.

TERMS AND CONDITIONS OF GRANT OF LEASE OF RIGHT TO COLLECT TOLL UNDER THE H.P. TOLLS ACT, 1975.

FORM H.P.T.1*

[See condition No.3 (23)]

No.....

Receipt under Himachal Pradesh Tolls Act, 1975.

1. Name of the Barrier.....
2. Date of issue.....Time.....
3. Registration No. of mechanical vehicle.....

Received a sum of Rs.....only as toll.

Signature of Toll Inspector

***(TO BE PRINTED IN WHITE COLOUR IN THE SIZE OF 13
Cm. X 8 Cm.)**

CONDITIONS

(TO BE PRINTED ON THE BACK OF THIS RECEIPT)

1. RATES AT WHICH TOLL IS TO BE CHARGED :

- | | | | |
|-----|-------------------------------|---|-----------|
| (a) | Private light motor vehicles, | : | Rs. 30.00 |
| | Jeep, Car, Van. | | |
| (b) | Public light motor vehicles, | : | Rs. 40.00 |
| | Taxi, Maxi Cab etc. | | |

- | | | | |
|-----|---|---|-----------|
| (c) | Passengers vehicles upto seating capacity of 12 passengers. | : | Rs. 40.00 |
| (d) | Passengers vehicles over seating capacity of 12 passengers. | : | Rs. 60.00 |
| (e) | Goods vehicles exceeding loading capacity of 90 Qtls. | : | Rs. 60.00 |
| (f) | Goods vehicles above 20 but upto 90 Qtls. Loading capacity. | : | Rs. 50.00 |
| (g) | Goods vehicles above 10 but upto 20 Qtls. | : | Rs. 40.00 |

2. Toll is to be collected only for vehicles entering into Himachal Pradesh.
3. No toll is to be collected for vehicles exiting out of Himachal Pradesh.
4. This receipt shall be valid for 24 hours throughout the State of Himachal Pradesh.
5. Toll is to be paid only at the first barrier of entry.
6. Concessional quarterly/yearly tokens are also available at the barrier.
7. In case of over charging or any other violation, please contact the officer-in-charge at the Excise and Taxation Barrier.

**TERMS AND CONDITIONS OF GRANT OF LEASE OF
RIGHT TO COLLECT TOLL UNDER THE H.P. TOLLS ACT,
1975**

FORM-T2*

[See condition No.3 (23)]

**Quarterly Token
Under the H.P. Tolls Act, 1975**

Sl. No..... Date of issue.....

VALID UPTO.....

Registration No./kind of vehicle.....

Amount of Toll received (in figures & words)

.....

Name, Signatures & stamp of the issuing authority. .

***(TO BE PRINTED IN GREEN COLOUR IN THE SIZE OF 13
Cms. X 8 Cms.)**

**TERMS AND CONDITIONS OF GRANT OF LEASE OF
RIGHT TO COLLECT TOLL UNDER THE H.P. TOLLS ACT,
1975.**

FORM-T3*

[See condition No.3 (23)]

Annual Token

Under H.P. Tolls Act, 1975

Sl.No..... Date of issue.....

VALID UPTO.....

Registration No./kind of vehicle.....

Amount of Toll received (in figures & words)

.....

Name, Signatures & stamp of the issuing authority.

***(TO BE PRINTED IN RED COLOUR IN THE SIZE OF 13
Cms. X 8 Cms.)**

**TERMS AND CONDITIONS OF GRANT OF LEASE OF
RIGHT TO COLLECT TOLL UNDER THE H.P. TOLLS ACT,
1975**

FORM TL.-1

(See Condition No.4)

Here affix
latest attested
photograph of
lessee.

Registered under District No.....

This lease authorising collection of Toll levied under Section 3-A of the H.P. Tolls Act, 1975 at the barrier(s) specified below for the period from _____ to _____ is granted under section 3-A of the said Act to _____ son of _____ (address).

This lease is granted subject to the provisions of the Himachal Pradesh Tolls Act, 1975, the rules framed thereunder, the terms and conditions determined by the Excise and Taxation Commissioner under section 3-A of the said Act and the supplementary conditions specified herein below, and subject to the payment of Rs. _____ (in words) _____ on account of lease money in consideration of the lease of the right to collect toll under the Act.

**Addl./Dy. Excise and Taxation Commissioner,
.....Zone, Himachal Pradesh.**

Description of the Barrier(s):

Sl. No.	Name of the Barrier	District
----------------	----------------------------	-----------------

SUPPLEMENTARY CONDITIONS:

1. This document shall be conspicuously displayed by the lessee at the barrier(s) mentioned herein above and shall be produced, on demand by any officer of the Excise and Taxation Department not below the rank of an Excise and Taxation Inspector for inspection.
2. The lessee shall also display conspicuously the rates of toll payable in respect of each mechanical vehicle.
3. The lessee shall employ only those persons in connection with the collection of the toll at the barrier(s), whose names have been previously approved by the Asstt. Excise and Taxation Commissioner, Incharge of the District for each of the barrier separately. Such persons shall also wear such uniform as may be prescribed and possess and produce for inspection their identity cards, which have been issued to them by the Asstt. Excise and Taxation Commissioner, Incharge of the District. In matter of employment, the lessee shall give preference to Himachalis.
4. In the event of suspension or cancellation of the lease, the lessee shall surrender this lease authority within

three days to the Addl./Dy. Excise and Taxation Commissioner, Incharge of the Zone.

5. The attested photograph(s) of the lessee(s) shall be affixed at the top of this Form. In case the No. of lessees is more than one, their photographs duly attested, shall be kept alongwith this document and produced for inspection. One copy of such photograph shall also be kept in the office of the Addl./Dy. Excise and Taxation Commissioner issuing this document.
6. The lessee shall furnish such statements or returns as the Excise and Taxation Commissioner may, from time to time, prescribe.
7. The lessee shall comply with the provisions of the H.P. Tolls Act, 1975, the rules framed thereunder, the notifications or directions issued thereunder and the terms and conditions of the lease of the right to collect toll notified by the Excise and Taxation Commissioner from time to time.
8. The lessee shall ensure that basic courtesies are extended at the time of collection of toll and violation of this condition shall render him liable to penal action.
9. In case the lessee fails to comply with the directions issued by officer authorised by the Excise and Taxation Commissioner, he shall be liable to pay a penalty upto Rs. 2500/- to be imposed by the Assistant Excise and Taxation Commissioner or by the officer authorised by the Excise and Taxation Commissioner.

**LIST OF PERSONS WHOSE NAMES HAVE BEEN
APPROVED FOR COLLECTION OF TOLL ON BEHALF OF
THE LESSEE.**

Name	Father's name	Age	Address	Barrier for which approved
1	2	3	4	5

Sd/-

**(Narinder Chauhan)
Excise and Taxation
Commissioner,
Himachal Pradesh.**

Copy forwarded for information and necessary action to:

1. The Secretary (Excise & Taxation) to the Govt. of H.P., Shimla-2.
2. All the Deputy Commissioners in Himachal Pradesh.
3. The Controller, Printing and Stationery, H.P., Shimla-5 for publication in the Rajpatra H.P. (Extra-ordinary). 100 printed copies of this notification may please be made available to this office.
4. All Addl. Dy. Excise and Taxation Commissioner in the H.P.
5. All Asstt. Excise and Taxation Commissioners, I/c of the Distt. in H.P.

Sd/-

**Dy. Excise & Taxation
Commissioner(D)
Himachal Pradesh.**

FORM-'TD'

No:14-14/91-EXN-TAX-

Dated: Feb, 2004

DEPARTMENT OF EXCISE AND TAXATION**TENDER/AUCTION-CUM-TENDER DOCUMENT FOR
GRANT OF LEASE OF RIGHT TO COLLECT TOLL
UNDER THE H.P. TOLLS ACT, 1975, THE PERIOD
FROM 1-4-2004 TO 31.3.2005.**

Financial offers are hereby invited by the undersigned for lease of right to collect toll at barriers established in Himachal Pradesh under the H.P. Tolls Act, 1975 for the period from 1-4-2004 to 31-3-2005. The details of (a) barriers, (b) official reserve price of toll for each barrier, (c) the rates of toll applicable for the lease period, and (d) other connected details shall be available in the office of the Addl./Dy. Excise and Taxation Commissioner, Incharge of the Zone/Asstt. Excise and Taxation Commissioner, Incharge of the concerned district for consultation and reference by the intending participants in the Tender or Auction-cum-Tender. Districtwise tender/auction-cum-tender Schedule, which has been published in different news papers, is appended as *Annexure-I*.

PROCEDURE FOR FILLING TENDER DOCUMENT :

Sealed tender for a barrier as specified in the Tender Schedule issued in this behalf, will be received on the date, time and place specified in the notice issued by the Excise and Taxation Commissioner, Himachal Pradesh in respect of the barriers in the concerned districts. Sealed tenders are required to be submitted in three separate envelopes,

namely, **Envelope-A, Envelope-B and Envelope-C**, which should carry the following description:--

Envelope-A:

— “Eligibility claim for participation in tender of barriers in District _____ for the period from _____ to _____”.

Envelope-B:

“Bid security for sealed tender for _____ barrier or _____ group of barriers.”
(TO BE OPENED ON _____)

Envelope-C:

“Financial Bid for _____ barrier _____ group of barriers.”
(TO BE OPENED ON _____)

The above details will be superscribed on each of the three Envelopes. These Envelopes will be addressed to the Asstt. Excise and Taxation Commissioner, specified in the notice and will also contain the following details on the **Envelopes** also:—

- (i) Name, father's name and full address.
- (ii) Name of the barrier or group of barriers for which bid is being submitted.

2. ELIGIBILITY:

Every person intending to submit sealed tender must establish his or their eligibility first by providing the following information in **Envelope-A:--**

- (i) Declaration of solvency in **Form-A** (prescribed under auction conditions) based on value of assets of an intending bidder to show that his/their total assets are atleast worth $1/10^{\text{th}}$ of reserve price.

OR

Bank Guarantee or F.D.R. or N.S.C. for $1/10^{\text{th}}$ of reserve price.

OR

In case intending bidder is a company or a firm, it may even file its latest audited balance sheet to show that its total assets are atleast worth $1/10^{\text{th}}$ of reserve price.

OR

Cash deposit for $1/10^{\text{th}}$ of reserve price.

- (ii) Income tax clearance certificate;
- (iii) **Affidavit in Form-B** (prescribed under auction conditions) affirming that the person concerned ---
- (a) has neither been convicted, nor declared as a '*bad character*' by the police;
 - (b) has not been debarred from participating in excise auctions or taking a license or lease in any State; and
 - (c) is not a defaulter under any taxation statute in H.P. (mention Registration Certificate Nos., if any).
- (iv) **Declaration in Form-C** (prescribed under auction conditions) regarding acceptance of terms and conditions contained in this Tender Document and all terms and conditions of grant of lease by auction notified by the Excise and Taxation Commissioner under section 3-A of the H.P. Tolls Act, 1975.
- (v) Previous experience, if any, in collection of toll stating details of lease, its period, place etc. in the State.

Note:-- (1) If more than one person wish to make a bid collectively (as a partnership or an association of persons) they may keep their respective

forms regarding value of assets together in a single Envelope.

- (2) In case of group of persons, the value of assets of one of the principal partners should be atleast 1/10th of the reserve price.
- (3) The **Form-A** is to be filled in by each individual separately.

- (vi) True copy of the partnership deed in case of partnership firm and true copy of the Memorandum of Association and articles of Association in case of public or limited company alongwith solvency required in respective name as per law.
- (vii) Domicile certificate for each partner as per proforma- and permanent residence certificate for each partner as proforma-
- (viii) In case where the bidder is the company, a true copy of the board resolution / Power of attorney authorizing the submission and signing of the bid. The power of attorney should be duly attested by the Gazetted Officer.

3. **CONTENTS OF ENVELOPES:**

- (1) **Envelope-A: Eligibility claim :**
- (2) **Envelope-B: Bid Security/earnest money :**

This sealed envelope shall contain a security of an amount equal to 1% of the bid money offered by the person making the bid. The security shall be in the form of Bank Draft drawn on any Scheduled Bank in favour of the Asstt Excise and Taxation Commissioner, Incharge of the district. [In case the bidder desires to furnish security in

cash, he shall be allowed to do so and in that event this Envelope shall not contain anything.]

(3) **Envelope-C: Financial bid :**

This sealed envelope shall contain actual bid made by the person participating in tender and shall specify the amount of bid, both in words and letters clearly in **Form-FB**. (prescribed in this document and appended hereto)

NOTE—1. *The envelopes shall be sealed by signing across all joints of the envelope and pasting good quality transparent adhesive tape on top of such joints and signatures.*

2. *The bid shall contain no interlineations, erasures or overwritings. All corrections shall be done and initialed after striking out the original words/figures completely.*

4. **SUBMISSION OF BIDS:**

- (a) Sealed bids in respect of each barrier separately will be submitted to the Asstt. Excise and Taxation Commissioner, specified in the notice upto the scheduled date, time and at the place specified in such notice. Any bid received thereafter shall be rejected.
- (b) After receipt of the bids on the date specified in the notice issued by the Excise and Taxation Commissioner, the Presiding Officer shall first examine the 'Eligibility Claim' of the bidder. If the person(s) filing the sealed bids fulfills the eligibility criteria, his/their bid will be received and an acknowledgment in **Form-E**, (prescribed in this document and appended hereto) shall be issued to

the bidder . Otherwise, the **Envelopes-‘B’ and ‘C’** shall be returned to the bidder. The contents of **Envelope-A** shall be kept confidentially in a file and its abstract will be drawn in **Form-TE**, (prescribed in this document and appended hereto).

- (c) All bids shall be valid until a final decision is taken by the Excise and Taxation Commissioner.
- (d) The **Envelopes-B and C** shall be tagged together and kept securely in the sealed box, the seal whereof shall be duly signed by the Addl./Dy. Excise and Taxation Commissioner, Incharge of the Zone and the Asstt. Excise and Taxation Commissioner, Incharge of the district concerned.

5. **OPENING OF SEALED BIDS:**

The sealed bids shall be opened in the following manner:--

(i) **OPENING OF BID SECURITY:**

The bid security furnished by a tenderer in Envelope-B will be opened before opening the financial bid made by him. If the bid security is either less than 1% or is not available in the Envelope-B or has been furnished in a non-approved mode, the same shall be rejected and in that event the financial bid will not be opened and the same will also be deemed to have been rejected.

(ii) **OPENING OF FINANCIAL BID:**

- (a) The financial bid in **Envelope-C** will be opened by a committee comprising (i) Deputy Commissioner/ ADC/ ADM, (ii) Addl./ Dy. Excise and Taxation Commissioner, Incharge of the Zone, (iii) representative of the Excise and Taxation Commissioner's office, and (iv) the Asstt. Excise and Taxation Commissioner if the security furnished by the tenderer meets the prescribed requirement.

- (b) After opening the financial bid of party the Presiding Officer shall read out the names and addresses of the persons making the financial bid and the nature of association/partnership. Thereafter, the financial bid shall be announced in figures as well as in words.
- (c) The person(s) making the highest financial bid shall be deemed to be the successful bidder.
- (d) The successful bidder will have to deposit the cash down payment as decided by the Presiding Officer.
- (e) The bid security will be adjusted towards the cash down payment or as the case may be towards the security to be furnished by the successful bidder under the auction procedure.

6. RETURN OF BID SECURITY AND OTHER VALUABLE INSTRUMENTS :

After the tender has been concluded and a successful bidder has been identified, the Presiding Officer will return the bid security and other valuable instruments like Bank Guarantee, N.S.C. or F.D.R. to the unsuccessful bidders after retaining photostat copies of the same :

Provided that the bid security may be forfeited if,---

- (a) after opening of sealed bid, the bidder fails to deposit the remaining cash down payment on the same day, or
- (b) a bidder violates any of the conditions of this tender document or the terms and conditions of lease notified under section 3-A of the H.P. Tolls Act, 1975, so as to jeopardize the interests of revenue of the State Government, or
- (c) a bidder withdraws his bid (except when specifically permitted under the terms of this Tender Document) during the period of its validity.

The decision of the Presiding Officer about forfeiture of the bid security shall be final.

7. **OTHER CONDITIONS OF GRANT OF LEASE BY AUCTION TO APPLY:**

All other terms and conditions governing the grant of lease by auction shall apply *mutatis mutandis* and will accordingly be read as part and parcel of this Tender Document.

1. **AUCTION-CUM-TENDER DOCUMENT:**

Sealed tender for a barrier as specified in the notice issued in this behalf by the Excise and Taxation Commissioner will be received by the Asstt. Excise and Taxation Commissioner specified in the notice on the date, time and place mentioned therein. For the submission of sealed tenders, the procedure contained in procedure for the **Tender Document** will apply in the case of tenders filed under the auction-cum-tender process.

2. **OPENING OF SEALED BIDS:**

- (a) The person(s) submitting a sealed bid will have to be necessarily present himself (or through a General Power of Attorney) in the Auction Hall on the day and time of auction for the barrier(s) for which he has given the financial bid.
- (b) The financial bid in Envelope-C will be opened by the committee comprising the members specified in para 5(ii) of this Tender Document, **relating to "OPENING OF FINANCIAL BID"** if the security furnished by the tenderer meets the prescribed requirement.
- (c) After the highest bid for a barrier has been received in the auction and no further bids are forthcoming, the seal of the tender box shall be broken open and the tenders for that barrier will be segregated. After this the '**Envelope-B**' shall be opened and dealt with according to the procedure prescribed in para 5(ii) of the Tender Document, **relating to "OPENING OF FINANCIAL BID"**.

- (d) After opening of the financial bid the Presiding Officer will compare the highest bid made during the auction and the sealed financial bid opened by him. The person(s) making higher of these two bids will be deemed to be the successful bidder subject to the approval of the bid by the Excise and Taxation Commissioner and performance of conditions relating to security prescribed for the grant of lease by auction.
- (e) No further bidding by way of auction shall take place after the sealed bids have been opened. If the highest bid in the auction is equal to the financial bid or bids received in the tenders for a particular barrier, two or more financial bids received in the tender are equal to each other, the Presiding Officer will, in that eventuality, allow further bidding. Such further bidding will be restricted only to those persons who quoted the highest equal amount.
- (f) The successful bidder will have to deposit the cash down payment as applicable in the case of grant of lease by auction. In case of sealed bid, the bid security will be adjusted towards the cash down payment.

3. OTHER CONDITIONS OF GRANT OF LEASE BY AUCTION TO APPLY:

All other terms and conditions governing the grant of lease by auction shall apply *mutatis mutandis* and will accordingly be read as part and parcel of this auction-cum-tender document.

(Narinder Chauhan)
Excise and Taxation
Commissioner,
Himachal Pradesh.

**TERMS AND CONDITIONS OF GRANT OF LEASE OF
RIGHT TO COLLECT TOLL UNDER THE H.P. TOLLS
ACT, 1975
FORM-FB**

**FINANCIAL BID IN RESPECT OF _____ BARRIER
FOR LEASE OF RIGHT TO COLLECT TOLL UNDER THE H.P.
TOLLS ACT, 1975, FOR THE PERIOD FROM 1-4-2004 TO
31-3-2005**

1. DETAILS OF PARTNERS/ PERSONS:

Sl. No.	Name	Father's Name	Full Permanent Address (including phone Nos.)
1.			
2.			
3.			
4.			

2. NATURE OF ASSOCIATION/PARTNERSHIP:
3. NAME OF THE UNIT FOR WHICH BID IS BEING MADE:
4. RESERVE PRICE OF THE UNIT: Rs. _____
5. DETAILS OF BANK DRAFT GIVEN AS BID SECURITY:

Bank draft No.	Date	Issuing Bank	Amount
----------------	------	--------------	--------

6. FINANCIAL BID :

(i) In Figures (Rs.):

--	--	--

(ii) In Words (Rs.) _____

Name () Name () Name ()

Name () Name () Name ()

Date _____
Place _____

Signatures of Partners/Persons

**TERMS AND CONDITIONS OF GRANT OF LEASE OF
RIGHT TO COLLECT TOLL UNDER THE H.P. TOLLS
ACT, 1975**

FORM-TE

OFFICE OF THE ASSTT EXCISE AND TAXATION COMMISSIONER, _____

Serial Number of Acknowledgement:

Date:

**ACKNOWLEDGEMENT FOR SUBMISSION OF SEALED
TENDER FOR COLLECTION OF TOLL**

1. Names of person(s) submitting the sealed tender :

- (i) _____
 (ii) _____
 (iii) _____
 (iv) _____
 (v) _____

2. Details of Documents received:

NAME OF THE UNIT	DOCUMENTS TENDERED		
	Envelope A	Envelope B	Envelope C

Signatures of authorised officer

District _____

Place _____

ANNEXURE- 'I'**NOTICE INVITING BIDS***No.14-14/91-EXN-TAX-***Excise and Taxation Department,
Himachal Pradesh.****LEASE TO COLLECT TOLL AT SPECIFIED
BARRIERS ESTABLISHED UNDER THE H.P.
TOLLS ACT, 1975 DURING THE PERIOD
1-04-2004 TO 31-03-2005.**

The H.P. Government has approved auction-cum-tender of specified barriers under the H.P. Tolls Act, 1975, the collection of toll at the specified barriers on the place, dates and time mentioned below against each district:--

Sl.No.	Name of the District	Date & Time	Venue
1.	Kangra	3-3-2004 11.00 AM	AETC Office, Dharamshala.
2.	Chamba	4-3-2004 11.00AM	Bachat Bhawan near Iravatti Hotel Chamba.
3.	Una	5-3-2004 11.00AM	AETC Office, Una.
4.	Bilaspur	6-3-2004 11.00 AM	Kissan Bhawan, Bilaspur
5.	Shimla	8-3-2004 11.00AM	Community Centre New Shimla.
6.	Sirmaur	9-3-2004 11.00AM	Municipal Committee Hall, Nahan.
7.	Solan	10-3-2004 11.00AM	Ambedkar Hall, Municipal Committee, Solan.

1. Sealed tenders shall be received in respect of the barriers mentioned in paragraph 2 at the following offices upto 5.00 P.M. on the day before the scheduled date of auction.

In respect of the specified barriers in the following districts.	Name of the officer authorised for receiving tenders and places.
1. Kangra	AETC, Dharamshala
2. Chamba	AETC, Chamba
3. Una	AETC, Una
4. Bilaspur	AETC, Bilaspur
5. Shimla	AETC, Shimla
6. Sirmaur	AETC, Sirmaur at Nahan
7. Solan	AETC, Solan

2. The Barriers notified under the H.P. Tolls Act, 1975, are as follows: (a) Distt. Solan: Parwanoo, Barotiwala, Gullarwala, Baddi, Dhabota, Parwanoo Sector IV, Dherawal, Navgaon, Bagheri, (b) District Sirmaur: Kala Amb, Behral, Govindghat, Haripur Khol, (c) District Shimla: Kuddu, (d) District Bilaspur: Garamaura, Golthai, Kaulan Toba, (e) District Kangra: Kandwal, Sansarpur, Shekupura Chowk, (f) District Chamba: Tunnuhatti, and (g) District Una: Marwari, Gagret, Pandoga, Mehatpur, Ajouli, Polian, Gondpur Jaichand, Busdehra, Bhatoli, Bathu, Santokhgarh.

3. Auction shall be carried out for each barrier or a group of barrier separately.

4. Sealed tender must be accompanied by a Demand Draft equal to 1% of the Reserve Price fixed for each barrier payable in favour of the AETC of the district concerned.

5. Person(s) submitting tender or participating in auction must fulfil the eligibility criteria as detailed in the terms and conditions of grant of lease by Auction-*cum*-Tender and the Tender Document, which will be available for reference in the office of the AETC authorised for receiving the tenders. Every person filing a tender or making a bid in the auction should submit his claim regarding eligibility in the Forms prescribed in the said terms and conditions of Tender Document.

6. The successful bidder in the auction or tender must be ready to deposit on the spot an amount equal to 5% of the bid money or any higher amount as directed by the Presiding Officer. All details regarding (a) barriers or group of barriers, (b) minimum reserve price, (c) the rates of toll applicable for the lease period and (d) other connected details can be consulted or obtained personally by the persons intending to participate in the Auction-*cum*-Tender from the AETCs mentioned above, who have been authorised to receive tenders.

7. The dates and venues are liable to be changed at the sole direction of Excise and Taxation Commissioner, Himachal Pradesh.

Sd/-
**Excise and Taxation
Commissioner,
Himachal Pradesh.**

Endst. No.14-14/91-EXN-TAX-

Dated

Feb., 2004.

Copy forwarded to:-

1. The Secretary (E&T) to the Govt. of HP for information.
2. The Director of Public Relation, H.P. Shimla alongwith 8 copies. It is requested that wide publicity may be given to the auction-*cum*-tender programme by publishing the

aforesaid auction-*cum*-tender programme in the following news papers on two days:—

- (i) Indian Express (English Edition)
 - (ii) Amar Ujala (Hindi Edition)
3. The Addl./Dy. Excise and Taxation Commissioner, Incharge of the Zones in H.P.
 4. All Asstt. Excise and Taxation Commissioner, Incharge of the districts in H.P.
 5. Copy to Notice Board office of the ETC, H.P., Shimla-171009.

Sd/-
**Excise and Taxation
Commissioner,
Himachal Pradesh.**